

Official Minutes for Webb County Commissioners Court Meeting

Tuesday, October 11, 2005 at 1:00 PM
and continuing Wednesday, October 12, 2005 at 1:00 PM
(Approved 11-28-2005)

- Item No. 1 Call to order by Judge Louis H. Bruni
Let it be remembered that a regular meeting of the Webb County Commissioners Court was held at 1:00 p.m. at the regular meeting place with the following members present to wit:

Louis H. Bruni	County Judge
Frank Sciaraffa	Commissioner, Pct. 1
Judith Gutierrez	Commissioner, Pct. 2
Jerry Garza	Commissioner, Pct. 3
Cindy Cortez-Brunner	Commissioner, Pct. 4

Thus constituting a quorum, the Commissioners Court proceeded to act upon the Agenda as posted in the meeting notice of the 7th of October 2005. Present also were Ms. Nora Elia Prado, Deputy County Clerk representing Mrs. Margie Ramirez Ibarra, Ex-officio Clerk of the Commissioners Court, various officers and others interested in the business of the Court.

- Item No. 2 Roll Call – Margie Ramirez Ibarra, Webb County Clerk

- Item No. 3 Pledge of Allegiance – Led by all

- Item No. 4 Approval of bills, payroll and monthly reports

Mr. Leo Flores, County Auditor, presented his monthly report to the court. He stated that revenues are currently at 96.19% while expenditures are at 94.25%. He stated that this difference left a cushion of approximately \$1 million. He stated that several line items were already overdrawn and that these savings could be used to cover those overages. He stated that the following line items would need to be covered:

Indigent Defense Fund	\$279,000
Golf Course Repairs	\$9,000
Medical Services (Jail)	\$252,000
Groceries & Medication (Jail)	\$48,000

He stated that he would submit an end of the year report upon completion.

Cmr. Gutierrez motioned to accept the Auditor's Monthly Report. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 5 Communications

Judge Bruni requested a moment of silence in memory of Mrs. Maria Eugenia Casso, Mr. Raul Casso's mother, who passed away this past weekend.

A moment of silence was observed.

Cmr. Cortez-Brunner thanked Mr. J.J. LeBlanc for putting together a golf tournament held at the Casa Blanca Golf Course this past weekend. She stated that they raised enough monies to be able to give out 70 scholarships to worthy students.

Item No. 6 Public Comment

Ms. Toni Gamboa, founder of Women of Destiny Ministries, was present to address the court. She stated that they will be hosting a prayer walk on Saturday, October 15th at 8:30 am. She invited the court and community to attend since they will be recognizing the directors for the Domestic Violence shelters and the Domestic Violence Unit.

Mr. Rick Hinojosa was present to address the court. He stated that he would like to give Dr. Hector Farias his three minutes when addressing the court.

Judge Bruni stated that he would not allow the transfer of time to one speaker. He requested the court's concurrence to disallow the transfer of speaking time allotted.

Mr. Homero Ramirez, County Attorney, stated that this would be improper to put to a vote. He stated that it would be possible to amend the court's policies to reflect this request but that at this time, it would up to the County Judge's discretion.

Judge Bruni stated that he would not allow the transfer of time and everyone would need to stick to the three minute time limit.

Mr. Richard Smith was present to address Item No. 7. He stated that he was here as a Webb County resident and that he wanted answers from the court. He stated that Mr. Francisco Gonzalez was dismissed over six months ago and to date nothing has been done or said regarding the investigation.

Mr. Homero Ramirez, County Attorney, stated that only matters on the agenda can be discussed. He stated that it was not appropriate to address this item and try to connect it to Item No. 7's proclamation.

Judge Bruni stated that he understood that the case was pending with the District Attorney's office.

Mr. Smith stated that another case that was pending with the County Attorney for over six months during which time nothing was done and the person was forced to resign. He stated that people want their day in court and doesn't see the need to have these cases dragged out.

Mr. Francisco Gonzalez was present to address the court. He congratulated the court for proclaiming October as Human Resource Awareness Month. He stated that he would not tolerate any bullying from Mr. Carlos Villarreal, Executive Administrator, and does not appreciate the court's actions. He stated that several acquaintances of his were advised by the County Attorney that his termination was political and circumstantial but that still nothing has been done.

Judge Bruni advised Mr. Gonzalez that as per the County Attorney, personnel issues and matters not on the agenda cannot be addressed.

Mr. Homero Ramirez, County Attorney, stated that Mr. Gonzalez is going into the direction that Mr. Smith was not allowed and stated that if Mr. Gonzalez is allowed to address this issue, Mr. Smith should be given the opportunity to make his comments.

Dr. Hector Farias was present to address Item No. 4 and No. 22. He stated that the court was out of line to limit the public to three minutes when addressing the court.

Judge Bruni stated that he would present an item to the court to amend the policy and move the Public Comments to the end of the meeting.

Dr. Farias stated that the Sheriff's Department has already exhausted their budget but that their sole responsibility is to run the jail. He stated that many of the services being provided by the Sheriff are only duplicating the services of the Laredo Police Department. He stated that there have been several violations of the Purchasing Act in which the Sheriff has purchased weapons and other equipment in excess of \$25,000 without going out for bids. He stated that 95% of the Sheriff's expenditures are made to out of town vendors and feels that it was hypocritical of the Sheriff to then come before the court and push them to contract with local vendors. He congratulated the court for not accepting the bid submitted by Border Food Group especially after Cmr. Cortez-Brunner advised them that it was a sham operation being run out of an apartment complex. He stated that he did not see the need for making exemptions to the competitive bid process. He stated that it was time for the court to begin representing the taxpayers' interests. He stated that he has been unable to obtain public information under the Open Records Act from the Sheriff's Department regarding the expenditures being made under the Forfeiture Fund. He stated that as per the County Attorney, information regarding Forfeiture Funds is public record and should be made available. He stated that they are not submitting this information because of what would be found.

Mr. Mike Farias was present to address Item No. 22. He stated that he would like to give Dr. Hector Farias his three minutes when addressing the court.

Mr. Anthony Peterson was present to address Item No. 43, No. 44 and No. 45. He requested that the court approve Item No. 43 since it dealt with Third Party Funding. He stated that Item No. 44 was a good deal for Webb County. He stated that outdoor burning affected the environment and public and the court should approve Item No. 45.

Judge Bruni stated that Ms. Maria Elena Morales and Mr. Javier Montemayor, Jr. were signed up to address Item No. 19 which was an Executive Session item.

Mr. Homero Ramirez, County Attorney, stated that they can address the issue under Public Comments.

Ms. Maria Elena Morales was present to address Item No. 19. Ms. Morales stated that she did not see the need to hire an attorney to represent the County Auditor in this matter. She stated that the County Auditor is appointed by the Auditor's Board of Judges and feels that any issues regarding the County Auditor should be addressed by that board. She stated that her law firm only wants to know why \$200,000 was

withheld from payment by the County Auditor when it was the County Treasurer's responsibility to collect county debts. She stated that the prior delinquent tax attorney was paid as per the contract and the billings were never questioned.

Mr. Javier Montemayor was present to address Item No. 19. He stated that the payments owed to their law firm were deducted from invoiced submitted without reason or notice. He stated that he did not see the need to hire an outside attorney for an issue that has not been justified. He stated that this is not a legal matter that cannot be handled by the County Attorney. He stated that the court requested that the parties involved meet to try and discuss the issue but that they have been unable to meet with the County Auditor to discuss this matter. He requested that they be given the opportunity to meet with the County Auditor before outside counsel is hired.

Mr. Ruben Reyes, Constable Pct. 2, was present to address Item No. 46. He stated that he was allotted 15 reserve deputies and would like to keep the same number. He stated that every one of his reserve deputies is a certified peace officer and feels that the public would suffer since the reserve deputies serves at many community and school functions.

Cmdr. Sciaraffa motioned to move up Item No. 46. Cmdr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 46 Discussion and possible action to authorize or deny authority to Sheriff and Constables to appoint reserve deputies, and specifying the maximum number of deputies (if any) to be appointed, and any matters incident thereto.

Judge Bruni stated that he would like to create a community to look into this issue and see how other counties compare. He nominated Cmdr. Sciaraffa, Cmdr. Gutierrez, Mr. Carlos Villarreal and Mr. Homero Ramirez.

Cmdr. Sciaraffa motioned to accept Judge Bruni's nominations. Cmdr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

Mr. Homero Ramirez, County Attorney, stated that this item was his recommendation and not that of any of the court members. He stated that his concern with the item was the discrepancy that each Constable and Sheriff had to appoint reserve deputies. He stated that he had no recollection of this issue being addressed by the court in recent times.

Item No. 7 Discussion and possible action proclaiming October as "Human Resource Awareness Month".

Cmdr. Gutierrez motioned to approve item as submitted. Cmdr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 8 Discussion and possible action to follow the recommendation of the golf course committee and allocate \$282,102.00 for improvements to the irrigation and surface drainage systems of the golf course, and any other matters incident thereto. [Acct # 665-6001-8601 – Golf Course Improvements 2003]

Judge Bruni stated that the monies had already been earmarked for this project. He stated that the monies would not be going to Mr. Balt Ramos but rather to the committee appointed by the court to review the needs of the golf course. He stated that the golf course is in need of major repairs.

Judge Bruni motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Cmr. Gutierrez stated that the court had a responsibility to the residents of Webb County and that she was concerned about this item subsidizing private enterprise. Judge Bruni stated that this needed to be done due to the condition of the golf course. Cmr. Cortez-Brunner stated that over 2,000 local golfers use that course and the improvements are long overdue. Cmr. Gutierrez stated that she voted for this item along with Cmr. Cortez-Brunner originally but that there is a need to separate the county's responsibility from that of the operator. She stated that the golfers cannot be held hostage with the contract. She stated that they continue to have problems and need to protect their assets. She stated that the improvements benefit everyone who uses the golf course. Mr. Homero Ramirez, County Attorney, stated that the monies for this item have already been budgeted. He recommended that the court appoint a committee to meet regularly with the golf course operator to keep up to date on what is being done and what needs to be done. Judge Bruni stated that a committee had already been appointed but that they need to come and address the court. He stated that Dr. Dennis Cantu was asked to attend today's meeting but was unable to attend. Cmr. Gutierrez stated that the committee was a good idea but felt that it was necessary to also include someone from Webb County. She recommended that Mr. Eloy Ramirez, Purchasing Agent, be appointed to this committee. Mr. Eloy Ramirez recommended that Mr. Leo Flores, County Auditor, also be appointed. Cmr. Garza stated that he would recommend Mr. Tomas Rodriguez, County Engineer, to this committee as well.

Motion carried 5-0 by unanimous consent.

Item No. 9 Status report on the youth village with possible action as necessary to expedite the construction and/or find additional resources to 100% of the original cost

Mr. Carlos Villarreal, Executive Administrator, stated that \$11.3 million was approved by the voters of Webb County for the construction of a youth village. He stated that this has increased by \$506,656 due to interest earned. He stated that \$525,450 has been spent on this project, leaving \$11,063,456 available. He stated that bids being requested will be opened in November with a possible recommendation to the court by November 28th. He stated that the JJAEP was bid out as an addendum to the Youth Village project. He stated that the bonds for this project needed to be paid out in twenty years and his concern was whether the JJAEP would continue to be in operation in upcoming years. Cmr. Gutierrez stated that JJAEP is a state-mandated,

program for which the county is reimbursed for services provided. She stated that there have been rumors of relocating the JJAEP to the school systems.

- Item No. 10 Discussion and possible action to reassign Mr. Robert Martinez to El Aguila Rural Transportation Program supervisor, with appropriate adjustment in salary; and discussion and possible action to direct the CAA management team appointed by Commissioners Court on September 26, 2005, to continue oversight of the Community Action Agency until further notice, and any other matters incident thereto. [The Commissioners Court may meet in executive session to deliberate the reassignment and duties of Mr. Martinez pursuant to the Texas Open Meetings Act – Section 551.074 (Personnel Matter)].

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Mr. Homero Ramirez, County Attorney, stated that the salary would be that of the supervisory position and would be effective immediately.

- Item No. 11 Discussion and possible action to approve a resolution supporting the South Texas Development Council, reaffirming Webb County's participation in the South Texas Development Council Programs, and authorizing the payment of membership assessments.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 12 Discussion and possible action authorizing the transfer of funds within Bond Series 2003 Fund 661 - 7501 - 8621 Road & Bridge Improvements

FROM:	Acct. No. 06	Wormser Road	\$41,500
TO:	Acct. No. 03	Mangana Hein Road	\$41,500

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Garza motioned to move up Item No. 78. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 78 Discussion and possible action to fill new slot - Recreational Clerk - in El Cenizo/Rio Bravo Community Center.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 13 Discussion and possible action to allocate three offices at the "Tex-Mex Building" to the Texas A & M University Border Colonias Program.

Cmr. Gutierrez stated that three offices in question had been designated for use by the C.A.S.A Program but would not be used as per Ms. Patricia Barrera.

Cmr. Gutierrez motioned to approve item as submitted effective immediately. Cmr. Sciaraffa seconded the motion.

Motion carried 4-0 with Cmr. Garza not present for voting.

- Item No. 14 Discussion and possible action to authorize the County Judge to sign IRS Donee Acknowledgements for two (2) donations received by Webb County for the Webb County Community Center located on State Highway 359: a) 5.37625 acre tract made by 359 East Royal Land, L.C.; and, b) 5.376250 acre tract made by Home Mart, Inc.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Motion carried 4-0 with Cmr. Garza not present for voting.

- Item No. 15 Discussion and possible action to enter into an architectural services contract with Architects Plus, Inc., in the amount of THIRTY SIX THOUSAND DOLLARS (\$36,000.00) for the design of a 3,200 sq. ft. community center to be located in Penitas West Subdivision, and authorizing the County Judge to sign all relevant documents.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Motion carried 4-0 with Cmr. Garza not present for voting.

- Item No. 16 Discussion and possible action to purchase appliances and furniture for the Fred and Anita Bruni Community Center, and use available funds of \$4,000 from Account # 660-0101-8801, Bond Series 2003.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 4-0 with Cmr. Garza not present for voting.

BREAK (2:42 PM to 3:01 PM)

- Item No. 17 Discussion and possible action to increase mileage rate from \$.405 to the current IRS rate of \$.485 for official county travel.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 18 Discussion and possible action to interview and select the Webb County Public Defender. [The Commissioners Court may meet in executive session to interview the applicants and to deliberate the appointment of the official pursuant to the Texas Open Meetings Act – Section 551.074 (Personnel Matter)].

Mr. Homero Ramirez, County Attorney, recommended that the court conduct the interview process in Executive Session. Mr. Carlos Villarreal, Executive Administrator, advised the court that only two applications were submitted and one of the applicants did not meet the minimum requirements. Mr. Cayetano Tijerina, Human Resource Deputy Director, stated that the only qualified applicant was Mr. Leroy Medford. Cmr. Gutierrez stated that if a person doesn't meet the initial qualifications, they should be advised as soon as possible. She stated that since the other application was included, she assumed that the other applicant was also qualified. Cmr. Garza echoed Cmr. Gutierrez's comments. He stated that there may have been some confusion since the Purchasing Department requests and receives the qualifications but the Human Resource department reviewed the applications. He stated that he hoped that these problems would not resurface once the HR Director is selected and the department is up and running. Cmr. Gutierrez stated that Mr. Medford is an excellent candidate and has done an excellent job as interim Public Defender.

Cmr. Gutierrez motioned to appoint Mr. Leroy Medford as Public Defender. Cmr. Cortez-Brunner seconded the motion.

She stated that Mr. Medford would have the distinction of being the second Public Defender for Webb County. She stated that she is the only member of the court to have served at the time of these appointments.

Motion carried 5-0 by unanimous consent.

Mr. Leroy Medford, Public Defender, thanked the court for their vote of confidence. He stated that it was an honor to be appointed and that the court will not be disappointed with their quality of work. He stated that he has the full support of the staff, his family and friends.

- Item No. 19 Discussion and possible action to engage the services of Mr. Jim Allison and the law firm of Allison, Bass, & Associates, in connection with the dispute regarding attorneys fees on the delinquent tax collection contract with the firm of Cavazos, Morales, Tijerina & Montemayor, L.L.P. Consultation with Mr. Allison and the County Attorney relating to the fee dispute. [Executive Session is requested pursuant to Texas

Government Code, Title 5, Subchapter D, Section 551.071
(Consultation with Attorney)]

Comr. Gutierrez stated that this item was brought to the court at a previous meeting and the parties involved were instructed by the court to meet and discuss this matter before any outside counsel would be hired.

Comr. Gutierrez motioned to defer this item until the parties have met to discuss this item as instructed previously. Comr. Sciaraffa seconded the motion.

Judge Bruni stated that he was advised that several persons have refused to meet with the tax attorneys and wanted to know if they would agree to meet as instructed. Mr. Leo Flores, County Auditor, stated that his office has not refused to meet with the tax attorneys and that he has sent them a lot of correspondence regarding this issue. He stated that his concern was not the payment of 15% of collected tax collected but rather what constitutes delinquent taxes. He stated that the tax firm states that they are owed \$200,000 while his findings show that the county is owed \$60,000. He stated that he has met with the tax attorneys before and has also met with the County Attorney, Tax Assessor/Collector and their staff to discuss this issue. Comr. Gutierrez stated that the court needed to know what effort was being made to address this issue since it has been an issue for some time now. Mr. Homero Ramirez, County Attorney, stated that he has submitted a letter to the tax attorneys requesting a response to this matter. He stated that it would be beneficial to hire Mr. Allison since he is someone who is independent but working under the county's direction.

Comr. Gutierrez restated her motion. Comr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 20 Discussion and possible action to accept a grant from the State of Texas, Criminal Justice Division of the Office of the Governor, in the amount of \$73,087 for the Webb County Sheriff's Department – GIS Initiatives, and authorizing the County Judge to act as the County's Executive Officer and Authorized Representative in all matter pertaining to the County's participation in the FY 2006 grant program.

Comr. Gutierrez motioned to approve item as submitted. Comr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 21 Discussion and possible action to accept a State of Texas, Office of the Attorney General, Other Victims Assistance Grant (OVAG) program award in the amount of \$50,000 from the Office of the Attorney General for the Webb County Sheriff's Department Crime Victim Services Division, and authorizing the County Judge to act as the County's Executive Officer and Authorized Representative in all matter pertaining to the County's participation in the FY 2006 grant program.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 22 Discussion and Possible to enter into a Professional Service Agreement with Clifford M. Black, Ph. D., Professor of Criminal Justice and Sociology, as Administrative Coordinator for Webb County Sheriff's Department effective October 1, 2005. (From Acct. No. 168-2001-6022, Professional Services)

Cmr. Gutierrez stated that she had reviewed the scope of services presented to the court which stated that Dr. Black served as a private contractor at a rate of \$50,000. She stated that she would like to review the work and services performed by Dr. Black prior to approving this item. Cmr. Garza echoed Cmr. Gutierrez's comments. Mr. Rick Flores, County Sheriff, stated that this would be paid out of Forfeiture Funds and would not burden the General Fund. Cmr. Cortez-Brunner stated that the public had the right to know what work is being done to justify this expense. Sheriff Flores stated that he brought this item to the court as a courtesy since the monies are already in his budget. Dr. Black stated that he provides support to the Sheriff's Department in four areas: (1) research; (2) jail programs; (3) jail alternative programs; and (4) training. He stated that a lot of his efforts were spent on writing a Standard Operating Procedures manual, a Jail Operations Procedure Manual and an Employee Handbook. He stated that he is also conducting a study for used to request an increase of the per diem rate received for housing federal inmates. He stated that he was involved in other areas that represent employee and environmental concerns as well as administrative coordination. He stated that he has a doctoral degree in bureaucracy. Mr. Homero Ramirez, County Attorney, stated that the funds being used were strictly forfeiture funds and that it was the sole discretion of the Sheriff on how the funds would be used. He stated that the court is limited to what it can and can't do and basically amounts to rubberstamping items brought to the court using Forfeiture Funds. He stated that unless it was outside the scope of services, the court cannot deny the contract.

Judge Bruni motioned to approve item as per the County Attorney. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

Mr. Leo Flores, County Auditor, stated that it was important to include the account numbers on these items to prevent delaying the processing of payment. Sheriff Flores stated that he would keep the court up to date on what Dr. Black is working on. Cmr. Gutierrez requested a report from Dr. Black on what he has worked on since January. She also stated that the word 'action' was not included in the agenda item. Mr. Homero Ramirez, County Attorney, stated that action can still be taken since action was inferred.

- Item No. 23 Discussion and possible action to direct and / or approve transfer of funds from within a department's line items or from savings in other line items to pay for expenses incurred in FY 2004-2005 that remain unpaid. The transfers made and the bills paid will be itemized and

detailed for ratification by Commissioners Court at their November 28th meeting.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 24 Discussion and possible action to transfer available funds from Fund # 817 - Workers Compensation Reserve Fund (save and except \$200,000 to remain in Fund # 817), and to transfer as much else as necessary from line item savings and/or from the General Fund Balance to clear the year-ending deficit as of fiscal year-end September 30, 2005, to Fund # 816 - Employees Health Benefit Fund.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Garza seconded the motion.

Mr. Leo Flores, County Auditor, stated that he had advised the court in several meetings about this deficit which now stands at a little more than \$2 million. He stated that the county's independent auditors recommended starting this accounting with a zero balance for the start of the next fiscal year. He stated that \$1.8 million can be transferred from the Workers Compensation Reserve Fund but that \$170,000 would still be needed to zero out the account. He stated that it would be possible to use the savings from the various line items to cover this deficit so that the need to get monies from the Fund Balance would be minimal, if any. He stated that there should be enough monies in line item savings and feels that the employees need to contribute more to this fund to eliminate this from occurring again. Mr. Carlos Villarreal, Executive Administrator, stated that this needed to be done and needed to be done prior to going out for bonds.

Cmr. Gutierrez modified her motion to accept the Auditor's Recommendation and use the Fund Balance as a last resort. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Gutierrez motioned to move up Item No. 68. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 68 Discussion and possible action to issue a purchase order contract for the following repairs above the Tax Office Webb County Justice Center Parking Garage using the Cooperative Purchasing Network contract number R4611 from Tremco:

Scope of Work for from Back Wall of the Tax Office on the up-ramp of the garage:

- Remove all existing sealant in the columns.
- Grind the concrete to new surface; ensure a fresh substrate is achieved
- Pack cavity with a soft closed cell backer rod.
- Install new high-performance Tremco sealant to a depth deep enough to install a second backer rod.

- Install a second joint sealant to the entire joint. This process will be performed to all joints and will provide the maximum amount of waterproofing available.
- Clean flashing and counter flashing. Reseal with the proper material to insure a waterproof bond.

Total \$26,985.00

Scope of Work for the North and the East walls of the Tax office:

- Remove existing sealant from joint cavity using mechanical means.
- Thoroughly clean all residual from cavity.
- Prime sides of joint using appropriate primer to ensure maximum adhesion if needed.
- Install a soft closed cell backer rod under compression to ensure an even depth and avoid three-sided adhesion.
- Install a bead of multi-part polyurethane sealant and tool in a professional manner.

Total \$10,500.00

Scope of Work plaster on both the east and north walls in poor condition:

- Clean walls
- Pre-treat existing cracks
- Seal surfaces w/two coats elastomeric coating. Color will match the existing as closely as possible.

Total \$10,225.00

GRAND TOTAL \$47,710.00

Mr. Eloy Ramirez, Purchasing Agent, stated that the Tax Office was in dire need of repairs. He stated that the repairs would be paid with insurance proceeds from the June 2003 storm. He stated that these repairs were necessary in order to prevent more serious problems.

Mr. Gutierrez motioned to approve item as submitted. Mr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 25 Discussion and possible action to approve amended budget for the Comprehensive Energy Assistance Program (CEAP) in the amount of \$373,633.00.

Mr. Gutierrez motioned to approve item as submitted. Mr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 26 Discussion and possible action to approve payment (refund) to Texas Department of Housing & Community Affairs for disallowed cost under the Weatherization Program, to be paid from savings from cash match, Community Services Block Grant (CSBG) to 912-2371 Grant Refund payable.

The amount to be refunded was \$3,200.00

Mr. Gutierrez motioned to approve item as submitted. Mr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 27 Discussion and possible action to enter into Amendment One (1) for Grant Agreement No. 0522F7187, ed 0502(22) with the Texas Department of Transportation for the second installment of a grant for El Aguila Rural Mass Transportation Program in a total amount not to exceed FORTY-FIVE THOUSAND SIX HUNDRED FIFTY NINE DOLLARS (\$45,659.00) and authorizing the County Judge to sign all relevant documents. [Requested by CAA/El Aguila Transportation, Account No. 980-4205 (El Aguila Rural Transportation)]

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 28 Discussion and possible action to amend Webb County's Memorandum of Understanding with Texas A&M Research Foundation to increase Webb County's in-kind contribution under the Agreement from EIGHTY THOUSAND DOLLARS (\$80,000.00) To EIGHTY-EIGHT THOUSAND THREE HUNDRED AND SEVENTY SIX DOLLARS (\$88,376.00), and authorizing the Webb County Judge to execute all relevant documents. Texas A & M Research Foundation conducts Literacy Programs at the Larga Vista Community Center.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 29 Discussion and possible action to enter into a twelve (12) day (October 24, 2005- November 4, 2005) Special Event Licensing Agreement with CBL & Associates Properties, Inc., at no cost to Webb County, which will allow Webb County to conduct early voting at Mall Del Norte for the November Texas Constitutional Elections, and authorizing the County Judge to sign all relevant documents. [Requested by Elections Administration Office]

Cmr. Garza motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 30 Discussion and possible action to enter into a two (2) year (October 15, 2005 through October 15, 2007) equipment maintenance agreement with Service Net Solutions, LLC., to provide maintenance support for a Dell Computer Equipment utilized by the Planning

Department at a cost of ONE THOUSAND THREE HUNDRED FORTY DOLLARS (\$1,340.00), and authorizing the County Judge to execute all relevant documents. [Account No. 010-102-6402, Requested by Planning Department].

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 31 Discussion and possible action to enter into a one (1) year (October 29, 2005 through October 28, 2006) equipment maintenance agreement with Eastman Kodak Company to provide maintenance support for a "Kodak Digital Science Scanner 1500 D" utilized by the Planning Department at a cost of NINE HUNDRED SIXTY EIGHT DOLLARS (\$968.00), and authorizing the County Judge to execute all relevant documents. [Account No. 010-102-6402, Requested by Planning Department].

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 32 Discussion and possible action to purchase extension licenses for GIS software to allow the Planning Department to render terrain and better model flooding in the colonias and throughout the County to protect public safety and prevent property loss at a cost of EIGHT THOUSAND ONE HUNDRED TWENTY DOLLARS (\$8,120.00) and authorizing the County Judge to execute all relevant documents. [Requested by Planning Department]

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 33 Discussion and possible action to enter into a physical rehabilitation service agreement with Border Med Solutions d/b/a Step by Step Rehab for Children enrolled in the Webb County Head Start Program for a period of two years (September 1, 2005 through August 31, 2007), at reduced fees as set forth in the agreement, authorizing an Exemption from section 262.023 Local Government Code (Competitive Bidding and Competitive Proposal Requirements), and authorizing the County Judge to execute all relevant documents.[Requested by Head Start]

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 34 Discussion and possible action to adopt a Webb County Resolution to approve the submission of the Edward Byrne Memorial Grant application to the State of Texas, Office of the Governor, for the Laredo Multi-Agency Narcotics Task Force. Grant will pay for salaries, travel and training, equipment, and supplies of the Task Force and authorizing the County Judge to sign all relevant documents. [Requested by Webb and Zapata County District Attorney Laredo Multi-Agency Narcotics Task Force, Account No. 297-1100-3532 (Cash Match) and 297-1100-3501 (Grant Revenue)]

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 35 Discussion and possible action to enter into a one (1) year (January 10, 2006 through January 9, 2007) maintenance agreement with Nevill Business Machines, Inc., for a Kyocera Mita Copier for an annual amount of ONE THOUSAND THREE HUNDRED EIGHTY DOLLARS (\$1,380.00) and with overages at \$0.15 per copy after twelve thousand (12,000) copies, and authorizing the County Judge to sign all relevant documents. [Requested by Planning Department; Account No. 010-0102-6222 (Repairs and Maintenance)]

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 36 Discussion and possible action to enter into a one (1) year (September 11, 2005 through September 12, 2006) equipment maintenance agreement with Professional Document Packaging to provide maintenance support for a Powis Parker Fastback Binder and Powis Parker Fastback Spine Printer utilized by the Planning Department at a cost of NINE HUNDRED SEVENTY DOLLARS (\$970.00), and authorizing the County Judge to execute all relevant documents. [Account No. 010-102-6402, Requested by Planning Department].

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 37 Discussion and possible action to enter into Speech Therapy Service Agreement with Haydee M. Gonzalez for children enrolled in the Webb County Head Start Program for a period of two years (August 1, 2005 through July 31, 2007), at reduced fees as set forth in the agreement, and authorizing an exemption from § 262.023 Local Government Code (Competitive Bidding and Competitive Proposal Requirements) and authorizing the County Judge to sign all relevant documents.
[Requested by Head Start]

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 38 Discussion and possible action to approve the submission of the Edward Byrne Memorial Grant Application (DB-1743601) for the amount of SEVEN HUNDRED AND THIRTY THREE THOUSAND THREE HUNDRED AND NINETY EIGHT DOLLARS (\$733,398.00) to the State of Texas, Office of the Governor, Criminal Justice Division for the Laredo Multi-Agency Narcotics Task Force. Grant will pay for salaries, travel and training, equipment, and supplies of the Task Force and authorizing the County Judge to sign all relevant documents.
[Requested by Webb and Zapata County District Attorney Laredo Multi-Agency Narcotics Task Force, Account No. 297-1100-3532 (Cash Match) and 297-1100-3501 (Grant Revenue)]

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 39 Discussion and possible action to enter into a hunting and grazing lease with Mr. Seymon Deutsch as Lessee for the approximate 2,392.42 acre Cuchillas and Lomas Pastures owned by Webb County, Trustee for Webb County School Lands for a three year period beginning October 11, 2005, (with an additional two year option) at an annual rental of TWENTY-ONE THOUSAND FIVE HUNDRED THIRTY-ONE DOLLARS AND SEVENTY-EIGHT CENTS (\$21,531.78), awarded by the Commissioners Court pursuant to bid #2005-72 on September 12, 2005, and authorizing the County Judge to sign all relevant documents.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 40 Discussion and possible action to enter into a "Voter Tabulation System and Services Agreement" with Election Systems and Software, Inc., to purchase electronic voting system with accompanied support service which will be used to conduct all elections held in Webb County at a cost of \$768,255.00, and authorizing the Webb County Judge to execute all relevant documents. This is required to comply with federal law - "Help America Vote Act of 2002 (HAVA)". [Requested by Webb County Elections Department, Account No. 083-0107-8801].

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Garza seconded the motion.

Mr. Homero Ramirez, County Attorney, stated that there is a difference of opinion on the provisions required by the state. He stated that the contractor is reviewing the contract and will contact his office when it is ready. Cmr. Garza stated that he was concerned about not being able to test out the new system during the November Constitutional Amendments election since the next election would be the March primaries.

Cmr. Gutierrez amended her motion to approve the contract contingent on the approval of any contract modifications by the county attorney. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 41 Discussion and possible action, by resolution and order of the Webb County Commissioners Court, to nominate a candidate for the Webb County Appraisal District Board of Directors and to cast all of Webb County's 952 votes for said nominee as Webb County's member to the Webb County Appraisal District Board of Directors for the 2006-2007 term as per Section 6.03 of the Texas Property Tax Code.

Cmr. Gutierrez motioned to appoint Cmr. Garza. Cmr. Sciaraffa seconded the motion.

Judge Bruni stated that Cmr. Garza was doing a great job.

Motion carried 5-0 by unanimous consent.

Item No. 42 Discussion and possible action to accept the following rights of way and authorizing the County Judge to sign all relevant documents:

- one (1) right of way out of San Carlos I Subdivision,
- one (1) right-of-way out of San Carlos II Subdivision,
- one (1) right-of-way out of Pueblo Nuevo Subdivision,
- 5 rights-of-way out of Ranchos Penitas West Subdivision,
- one (1) right-of-way out of Los Centenarios Subdivision,
- one (1) right-of-way out of Los Mesquites Subdivision,
- one (1) right-of-way out of Los Nopalitos Subdivision,
- and one (1) right-of way out of Ranchitos IV-Los Minerales Annex Subdivision.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 43 Discussion and possible action to enter into Third Party Funding Agreements as follows, and authorizing the County Judge to execute all relevant documents.

General Fund:

Sacred Heart Children's Home	\$11,250.00
TAMIU Dance Ensemble	\$ 1,130.00
Boys and Girls Club of Laredo	\$18,750.00
Laredo Development Foundation	\$71,250.00
Border Area Nutrition Council	\$43,750.00
Laredo Regional Food Bank	\$ 7,500.00
TAMIU Guitar Ensemble	\$ 3,370.00
Webb County Food Bank	\$18,750.00
Children's International Advocacy Center	\$45,000.00
Boy Scouts of America	\$ 3,750.00
Literacy Volunteers of America	\$ 1,130.00
Habitat for Humanity	\$15,000.00
BEST	\$ 1,880.00
South Texas Council on Alcohol & Drug Abuse	\$26,230.00
Mercy Ministries	\$157,500.00

Hotel Motel Fund:

Webb County Heritage Foundation	\$50,000.00
Laredo Center for the Arts	\$ 8,400.00
Webb County Historical Commission	\$ 4,200.00
Laredo Chamber of Commerce	\$125,800.00
Washington's Birthday Celebration Association	\$ 8,400.00
Laredo Children's Museum	\$25,200.00
Society of Martha Washington	\$ 4,200.00
Princess Pocahontas Council	\$ 4,200.00
Latin Hall of Fame	\$ 9,200.00
Streets of Laredo	\$10,100.00
Miss Laredo Production, Inc.	\$ 8,400.00
Texas Special Olympics	\$ 8,400.00

Health and Welfare Fund:

Laredo Animal Protective Society	\$ 50,000.00
Ruthe B. Cowl	\$ 90,000.00

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 44 Discussion and possible action to enter into an interlocal agreement with the City of Laredo for a four-year period for a land lease at the Larga Vista Community Center, at a nominal fee of ONE DOLLAR per year, allowing for WIC and other services to be provided and authorizing the County Judge to sign all relevant documents.

Cmr. Cortez-Brunner motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Cmr. Gutierrez stated that the City of Laredo has a WIC clinic located at the Larga Vista Community Center.

Motion carried 5-0 by unanimous consent.

- Item No. 45 Discussion and possible action to enter an order of the Commissioners Court to prohibit outdoor burning in the unincorporated areas of the County for a period not to exceed ninety days pursuant to §352.081 of the Local Government Code and any matters incident thereto.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 47 Discussion and possible action on an order by the Commissioners Court to adopt the National Incident Management System (NIMS) as the standard for incident management in Webb County as a pre-condition to the receipt of federal grants, contracts and activities related to the management and preparedness for certain disaster and hazard situations.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 48 Discussion and possible action on a resolution to authorize Webb County to apply for a Fiscal 2006 Indigent Defense Formula Grant from the Texas Task Force on Indigent Defense in the estimated amount of \$120,076.00; and to designate Webb County Judge Louis H. Bruni as the Authorized Official to accept, decline, modify or cancel the grant application, and all other necessary documents to accept the grant.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 49 Discussion and possible action to accept the grant from Department of Health & Human Services for \$500,000 each year for three years for the purpose of expanding the capacity of the current level of substance abuse treatment services to include meeting the community's methamphetamine abuse needs and to authorize County

Judge Louis H. Bruni to sign all relevant documents pertaining to this grant

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 50 Discussion and possible action authorizing Final Payment and Retainage to Frank Architects, Inc., in the amount of \$7,800.00 for the Justice of the Peace Precinct No. 2 Place 1 & 2 building.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 51 Discussion and possible action authorizing the Engineering Department to fill vacant position, Slot # 2244, Civil Engineer I, at a salary of \$60,000.00 per year for a Civil Engineer registered in the State of Texas as a Professional Engineer or \$50,000.00 for a Civil Engineer, Engineer in Training.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 52 Discussion and possible action authorizing the Utilities Department to fill Vacant Position, Slot # 1748, Plant Operator II, at a salary of \$12.00 per hour and Slot # 1536, Assistant Cashier at a salary of \$9.63 per hour.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 53 Discussion and possible action authorizing Change Order No. 2 to Puma Builders allowing an extension of 35 days to the contract.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Mr. Tomas Rodriguez, County Engineer, stated that the reason for the extension request was due to delays caused by the construction on Hwy 359. He stated that this was the Records Management Building project.

Motion carried 5-0 by unanimous consent.

- Item No. 54 Discussion and possible action authorizing the assistance to the City of El Cenizo to pick up approximately 1,500 old tires that have been picked up by the City of El Cenizo and are being stored on an empty lot next to their city hall.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Mr. Tomas Rodriguez, County Engineer, stated that the cost for this would be \$1.00 per tire and would be funded out of the Road & Bridge fund. He stated that he would be speaking with the mayor to request assistance in loading the tires. Judge Bruni stated that if it couldn't be covered by Webb County, Bruni Electric would cover the costs.

Motion carried 5-0 by unanimous consent.

- Item No. 55 Discussion and possible action to fill Carpenter slot #019 at \$9.96 per hour and Custodian slot #027 at \$8.67 per hour and charge to Account # 001-0106-5001 payroll.

Judge Bruni stated that the correct pay for Slot No. 019 was \$10.46.

Cmr. Gutierrez motioned to approve item with the correction stated. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 56 Discussion and possible action to approve indoor air quality testing at the County Attorney Department and the expenditure of \$8,295.00 be charged to the Repairs and Maintenance of Buildings, account number 001-0106-6401.

Mr. Homero Ramirez, County Attorney, stated that the Administration Building has had numerous problems with leaks and flooding since the beginning. He stated that his staff has had health problems since moving into that building. Mr. Raul Elizondo, Building Maintenance Director, stated that the company that would be doing this testing would be Assured Air Quality out of Dallas, Texas.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 57 Discussion and possible action to fill the following slot #1406 – Records Management Specialist - effective October 13, 2005.

Cmr. Garza motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 58 Discussion and possible action to fill the following slot #1795 -
Network Specialist II - effective October 11, 2005.

Cmr. Garza motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Cmr. Garza inquired as to the requirements needed for the positions shown in Item No. 57 and No. 58. Mr. Paul De La Peña, M.I.S. Director, stated that for Slot No. 1406, the applicant would need to have experience in Records Management and court cases. He stated that this employee would assist the Record Management Specialist I with data entry as well as the preparation for the move into the new building. He stated that Slot No. 1795 would need to be a PC technician knowledgeable with the CISCO system as well as in computer and equipment repair.

Motion carried 5-0 by unanimous consent.

Mr. De La Peña stated that he has attended several conferences in search of better software. He stated that the county has been with New World systems for over ten years and they were presented with a plaque at a recent conference.

Item No. 59 Discussion and possible action to issue "Certifications Regarding
Compliance with Plat Requirements and the Connection of Utilities" to
authorize utility connections to the following properties:
Connection(s) qualifying under Section 232.029 (c) (1):
· An unplatted 0.5 acre tract of land, more or less, known as Tract C-4, Tanquecitos
Partnership II, as further described in Vol. 757, Pgs. 804-806 of the Webb County
Deed Records. (Electricity – one dwelling only):

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 60 Discussion and possible action to fill the following slots:

Slot #0271	Assistant Public Defender	\$57,002.00
Slot #2086	Assistant Public Defender	\$61,441.00
Slot #2299	Receptionist	\$9.00/hr

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 61 Discussion and possible action to approve the wording of the plaque to
be placed on the Life Downs Administration Building.

Mr. Eloy Ramirez, Purchasing Agent, stated that they would change Cmr. Cortez-Brunner's name on the plaque from Cynthia C. Brunner to Cindy Cortez-Brunner.

Cmr. Gutierrez motioned to approve item with the correction stated. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 62 Discussion and possible action to dispose of salvage and surplus property as per Subchapter D. Disposition of Salvage or Surplus Property, Texas Local Government Code.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 63 Discussion and possible action to purchase active virus defense license and support from Southern Computer Warehouse in the amount of \$12,657.81 for the M.I.S. Department.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 64 Discussion and possible action to purchase one (1) complete computer system from Lenovo in the amount of \$1,495.57 and one (1) printer and license from Valcom Computers in the amount of \$446.00 for the Justice of the Peace Precinct 2, Place 1.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 65 Discussion and possible action to award a design-build purchase contract to C.G. Construction in the amount of FIFTY-EIGHT THOUSAND FIVE HUNDRED TWENTY-THREE DOLLARS AND NINETY-EIGHT CENTS (\$58,523.98) for Proposal No. 2005-12 "Tool Library Warehouse" for the Self Help Center.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 66 Discussion and possible action to approve the proposal from Verizon Wireless to obtain a total of seventy-eight (78) BlackBerry devices to include voice and data in the amount of \$3,148.24 per month for the various departments.

Mr. Eloy Ramirez, Purchasing Agent, stated that he spoke with the County Auditor's department regarding some funding concerns. He stated that the price shows three

different charges and doesn't include purchase price. He stated that he was advised by the Adult Probation Department that they do not have sufficient monies for this item. Cmr. Garza stated that these were luxury items. Cmr. Gutierrez stated that she did not feel they were necessary and not budgeted.

Cmr. Gutierrez motioned to reject this item. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 67 Discussion and possible action to add Angel Brothers Enterprises, Ltd., to Annual Contract (Contract No. 2006-03) for Flexible Base.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Mr. Jose Luis Ramos, Road & Bridge Superintendent, stated that the flexible base was located three miles northeast of Hwy 83. He stated that it had been stockpiled and tested to meet TX Dot requirements.

Motion carried 5-0 by unanimous consent.

Item No. 69 Discussion and possible action to approve a purchase order contract for curb and gutter work for the Self Help Center parking lot in the amount of \$5,800.00 from Brothers paving Company for the Road and Bridge Dept. Acct # 010-7002-6405, Balance \$190,000.00.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 70 Discussion and possible action to purchase software from SOFTWAREMEDIUM in the amount of \$15,853.03 for the M.I.S. Department.

Cmr. Gutierrez motioned to table Item No. 70.0

Mr. Eloy Ramirez, Purchasing Agent, advised the court that the back up showed the line item that would be used for this item. Cmr. Gutierrez stated that she was concerned about purchasing software when Mr. De La Peña just attended a conference regarding new software. Mr. Paul De La Peña, M.I.S. Director, stated that this software is on an annual contract and is used to block out websites not permitted.

Cmr. Gutierrez withdrew her motion.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Cortez-Brunner seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 71 Discussion and possible action to award a purchase order contract to ALC Construction, Inc., in the amount of \$5,921.50 for a sidewalk for ADA compliance for the modular building to be used for a Food Center located at the La Ladrillera Community Center.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 72 Discussion and possible action to enter into a sales contract with American LaFrance for the purchase of two (2) American LaFrance Brush Master Fire Apparatus (costing \$223,858.00 each) for a total of FOUR HUNDRED FORTYSEVEN THOUSAND SEVEN HUNDRED SIXTEEN DOLLARS (\$447,716.00) through the Houston Galveston Area Council contract number FS10-03 (CAAACAD) to be delivered within 250-270 calendar days and authorizing the County Judge to sign all relevant documents.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

BREAK (4:32 PM to 4:48 PM)

Item No. 73 Discussion and possible action authorizing Dept. 7002, Road & Bridge to fill the following slot:
Slot 1994 Refuse Truck Driver 10.35 per hour

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 74 Discussion and possible action authorizing Dept. 7001, Road & Bridge to issue cell phones to the following supervisors:

Slot 2143	Assistant Superintendent	500 Minutes
	Oscar J. Rodriguez	
Slot 1378	Construction Maintenance Supervisor	500 Minutes
	Jose Luis Delapass	

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 75 Discussion and possible action authorizing Dept. 7002, Road & Bridge to purchase 2,944 cubic yards of flexible base (Caliche) for road

maintenance and repair. Material extracted from La Esperanza Ranch caliche pit operated by Angel Brothers, Ltd., at the rate of \$2.50 per cubic yard for a total of \$7,360.00. [From acct 010-7002-6405 with a balance of 15,962.80]

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 76 Discussion and possible action to approve equipment lease with Office Communications Systems, Inc., for 36 months in the amount of \$92.38 per month and \$0.0103 per sheet. [Toshiba E-Studio 230 Copier]

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 77 Discussion and possible action to fill Slot #2260 Secretary / Receptionist at \$9.45/hr.

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 79 Discussion and possible action to enter into an interlocal agreement with the Laredo Independent School District for a joint drug prevention task force at an annual cost to the school district of \$117,000, and authorizing the County Judge to sign relevant documents.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Gutierrez seconded the motion.

Judge Bruni stated that this item was voted down by the LISD Board of Trustees at a previous meeting. Mr. Homero Ramirez, County Attorney, stated that he was not aware of the action taken by LISD. Judge Bruni stated that the item could be approved pending the approval of funding by LISD.

Motion carried 5-0 by unanimous consent.

- Item No. 80 Adjournment

Cmr. Gutierrez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.